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Intergovernmental organizations having received a standing invitation to participate as observers in the sessions and the work of the Gener..! Assembly and maintaining permanent offices at Headquarters

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United Nations

General Assembly

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Preparatory Committee for the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects

Second Session

8-19 January 2001

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United Nations A/CONF.192/PC/29

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Preparatory Committee for the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects
Second session
8-19 January 2001

Proposal submitted by Japan on the political declaration of the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects

The Permanent Mission of Japan to the United Nations presents its compliments to the Secretariat of the United Nations, and has the honour to request that the attached proposal of Japan on the political declaration of the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects be circulated as an official United Nations document of the Preparatory Committee for the Conference at its second session (see annex).

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Annex

Proposal of Japan on the political declaration of the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects

Japan wishes to propose the following to be considered in the context of the possible structure and elements/contents of the political declaration, either as an independent document or as part of the preamble to the programme of action.

• • •

The States participating in the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects,

Determined to alleviate the plight of populations in the regions of the world besieged by armed conflicts and criminality, which are fuelled by illicit trade in small arms and light weapons, in a manner that would bring the benefits of social and economic development and national, regional and international stability,

Acknowledging that the problem of illicit trade in small arms and light weapons is closely linked with the problem of the excessive and destabilizing accumulation and availability of such weapons, as reported in the Secretary-General's reports on small arms of 1997 and 1999,[1]

Noting that illicit trade in small arms and light weapons and the excessive and destabilizing accumulation and availability of such weapons by themselves do not cause the conflicts in which they are used but can exacerbate and prolong such conflicts, that these conflicts have underlying causes which arise from a number of political, socio-economic, ethnic and cultural factors, and that these conflicts will not be finally resolved without addressing their root causes,

Convinced of the need for a comprehensive approach to promote, at the global and regional levels, the control and reduction of small arms and light weapons in a balanced and non-discriminatory manner as a contribution to international peace and security,

Gravely concerned at the devastating consequences of the illicit trade in small arms and light weapons and the excessive and destabilizing accumulation and availability of such weapons in the regions of the world besieged by armed conflicts and criminality as are manifested in (i) Sustained conflicts and exacerbated violence, contributing to the displacement of innocent populations, threatening international humanitarian law, as well as fuelling crime and encouraging terrorism, (ii) Promotion of a culture of violence and destabilization of societies by creating a propitious environment for criminal and contraband activities, (iii) Adverse effects on security and development, especially on women, refugees and other vulnerable groups, as well as on infrastructure and property, (iv) Adverse effects on children, a number of whom become victims of armed conflict, while others are exploited as participants in armed conflicts, and (v) Undermining of good governance, peace efforts and negotiations, jeopardizing the respect for fundamental human rights, and hindering economic development,

[1] A/52/298 and A/54/258

Reaffirming the participating States' respect for the principles as contained in the Charter of the United Nations, in particular of the inherent right to individual or collective self-defence recognized in Article 51, which implies that States also have the right to acquire arms with which to defend themselves,

Welcoming the increasing number of important regional initiatives undertaken in the last few years in dealing with the problem of small arms and light weapons, since the problem has characteristics specific to each region or subregion and a regional approach is the key in addressing it,

Recognizing the important role of and the need to cooperate with civil society, including non-governmental organizations, in raising awareness of the international community and in assisting its efforts to reduce, prevent and eradicate illicit trade in small arms and light weapons and the excessive and destabilizing accumulation and availability of such weapons,

Further reaffirming, in this respect, the urgent need for coordinated and sustained efforts, (i) by all States at the national level to enhance the capacity of national law enforcement and security agencies and officials to deal with all aspects of the problem of small arms and light weapons, (ii) by all States at the regional and international levels to develop and/or strengthen networks for information sharing and cooperation, and (iii) By the United Nations, other relevant international and regional organizations and States and groups of States in a position to do so to assist the regions, subregions and States affected by the problem of small arms and light weapons, at their request,

Decide to adopt and implement the following (or attached) programme of action, which is politically binding to all participating States at this Conference.

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General Assembly

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Preparatory Committee for the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects
Second session
8-19 January 2001

Report of the Preparatory Committee for the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects

I. Introduction

1. At its fifty-fourth session, the General Assembly adopted resolution 54/54 V of 15 December 1999, the operative part of which reads as follows:

> "*The General Assembly*,
>
> "...
>
> "1. *Decides* to convene the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects in June/July 2001;
>
> "2. *Also decides* that the scope of the Conference shall be the illicit trade in small arms and light weapons in all its aspects;
>
> "3. *Further decides* to establish a preparatory committee open to participation by all States, which will hold no fewer than three sessions, the first session to be held in New York from 28 February to 3 March 2000;
>
> "4. *Decides* that the specialized agencies, other relevant intergovernmental organizations and relevant entities, having received a standing invitation to participate as observers in the sessions and in the work of the General Assembly, shall participate, as observers, in the Preparatory Committee, and requests the Committee to take a decision on the modalities of attendance of non-governmental organizations at its sessions;
>
> "5. *Requests* the Preparatory Committee to decide, at its first session, on the date and venue of the Conference in 2001 as well as on the dates and venue of its subsequent sessions;
>
> "6. *Stresses* the need to ensure the widest possible and effective participation in the Conference in 2001;
>
> "7. *Requests* the Preparatory Committee to make recommendations to the Conference on all relevant matters, including the objective, a draft agenda, draft rules of procedure and draft final documents, which will include a programme of action, and to decide on background documents to be made available in advance;
>
> "8. *Invites* all Member States, in particular those that have not yet done so, in response to the note verbale of the Secretary-General dated 20 January 1999, to communicate to the Secretary-General their views on the agenda and other relevant questions relating to the Conference;

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"9. *Requests* the Secretary-General to transmit the replies of Member States relevant to paragraph 8 above to the Preparatory Committee and to render the Preparatory Committee and the Conference all necessary assistance, including the provision of essential background information, relevant documents and summary records;

"10. *Endorses* the report of the Secretary-General on small arms, prepared with the assistance of the Group of Governmental Experts on Small Arms pursuant to General Assembly resolution 52/38 J [A/54/258], bearing in mind the views of Member States on the report;

"11. *Calls upon* all Member States to implement the relevant recommendations contained in section IV of that report to the extent possible and where necessary in cooperation with appropriate international and regional organizations and/or through international and regional cooperation;

"12. *Requests* the Secretary-General to seek the views of Member States on the report as well as on the implementation of the relevant recommendations contained therein;

"13. *Also requests* the Secretary-General to implement the relevant recommendations contained in section IV of the report within available financial resources and with any other assistance provided by States in a position to do so and in cooperation with appropriate international and regional organizations where necessary;

"14. *Further requests* the Secretary-General, in order to assist in preventing the illicit trafficking in and illicit circulation of small arms and light weapons:

"(a) To carry out a study, within available financial resources and with any other assistance provided by Member States in a position to do so, and with the assistance of governmental experts appointed by him, on the basis of equitable geographical representation, while seeking the views of Member States, on the feasibility of restricting the manufacture and trade of such weapons to the manufacturers and dealers authorized by States, which will cover the brokering activities, particularly illicit activities, relating to small arms and light weapons, including transportation agents and financial transactions;

"(b) To submit the study as one of the background documents for the Conference to be held in 2001;

"15. Decides to include in the provisional agenda of its fifty-fifth session the item entitled 'Small arms'."

2. By its decision 55/415, entitled "Small arms", adopted on 20 November 2000, the General Assembly decided to convene the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects in New York, from 9 to 20 July 2001. It also decided to convene the third session of the Preparatory Committee for the Conference in New York, from 19 to 30 March 2001.

3. Representatives from the following States participated in the second session of the Preparatory Committee: Algeria, Angola, Argentina, Armenia, Australia, Austria, Azerbaijan, Bahrain, Bangladesh, Barbados, Belarus, Belgium, Benin, Bolivia, Bosnia and Herzegovina, Brazil, Brunei Darussalam, Bulgaria, Burkina Faso, Cameroon, Canada, Central African Republic, Chile, China, Colombia, Congo, Costa Rica, Côte d'Ivoire, Croatia, Cuba, Cyprus, Czech Republic, Denmark, Egypt, Eritrea, Fiji, Finland, France, Gabon, Gambia, Germany, Ghana, Greece, Guatemala, Guinea, Guyana, Holy See, Hungary, India, Indonesia, Iraq, Ireland, Israel, Italy, Jamaica, Japan, Jordan, Kazakhstan, Kenya, Kyrgyzstan, Lao People's Democratic Republic, Lesotho, Liberia, Libyan Arab Jamahiriya, Liechtenstein, Lithuania, Malaysia, Mali, Malta, Marshall Islands, Mauritius, Mexico, Monaco, Mongolia, Morocco, Mozambique, Myanmar, Nauru, Nepal, Netherlands, New Zealand, Niger, Nigeria, Norway, Oman, Pakistan, Panama, Papua New Guinea, Paraguay, Peru, Philippines, Poland, Portugal, Qatar, Republic of Korea, Republic of Moldova, Romania, Russian Federation, Samoa, Saudi Arabia, Senegal, Sierra Leone, Singapore, Slovakia, Slovenia, South Africa, Spain, Sri Lanka, Sweden, Switzerland, Syrian Arab Republic, Thailand, The former Yugoslav Republic of Macedonia, Togo, Tonga, Trinidad and Tobago, Tunisia, Turkey, Ukraine, United Kingdom of Great Britain and Northern Ireland, United States of America, Uruguay, Venezuela, Viet Nam, Yemen, Yugoslavia and Zambia.

4. The following specialized agencies, intergovernmental organizations and relevant entities participated as observers in the second session of the Preparatory Committee: the European Commission, the Permanent Observer Mission of the International Organization of la Francophonie, the Permanent Observer Mission of the Organization of African Unity, the International Committee of the Red Cross, the United Nations Children's Fund, the United Nations Development Programme, the World Health Organization and the World Bank.

II. Organization of the Work of the Preparatory Committee

5. Pursuant to the decision adopted at its first session (see A/CONF.192/PC.9, para. 16), the Preparatory Committee held its second session at United Nations Headquarters from 8 to 19 January 2001.

6. During its second session, the Committee held a total of 17 plenary meetings.

7. At its 11th meeting, held on 8 January 2001, the Committee was informed that the Group of African States had endorsed the candidacy of Mr. Jean Du Preez of South Africa for the position of vice-chairman.

8. The Committee was also informed that, following the resignations of Mr. Filipe de Macedo Soares of Brazil and Mr. Juan Miguel Miranda of Peru from their positions as vice-chairmen, the Group of Latin American and Caribbean States had respectively endorsed Ms. Ana-Maria Sampaio Fernandes of Brazil and Mr. Raul Salazar Cosio of Peru to replace them.

9. The Committee was also informed that, following the resignations of Mr. Pierre Charasse of France, Mr. Mario Duarte of Portugal, and Mr. Mark Gaillard of Canada from their positions as vice-chairmen, the Group of Western European and Other States had respectively endorsed Ms. Marie-France André of Belgium, Mr. Henrik Salander of Sweden, and Mr. Robert McDougall of Canada to replace them.

10. At the same meeting, the Committee elected the following officers:

Vice-Chairpersons:

Ms. Marie-France André	Belgium
Mr. Jean Du Preez	South Africa
Mr. Robert McDougall	Canada
Mr. Henrik Salander	Sweden
Mr. Raul Salazar-Cosio	Peru
Ms. Ana-Maria Sampaio Fernandes	Brazil

11. At the same meeting, the Committee decided that the Secretary of the Preparatory Committee would assist the Chair in preparing the report and would submit it to the Committee.

12. Ms. Agnès Marcaillou, Senior Political Affairs Officer, Department for Disarmament Affairs, served as Secretary of the Preparatory Committee.

13. Also at its 11th meeting, the Committee considered the timetable submitted by the Chair for the week 8 to 12 January 2001, as contained in Informal Paper No. 1 of 8 January 2001, and decided to devote the first week of its work to general statements followed by a sequential consideration, in plenary meetings, of the Chairman's working paper entitled "Draft programme of action to prevent, combat and eradicate the illicit trade in small arms and light weapons in all its aspects", as contained in document A/CONF.192/PC/L.4.

14. At its 19th meeting, held on 15 January, the Committee considered the timetable submitted by the Chair for the week 15 to 19 January 2001, as contained in Informal Paper No. 2 of 15 January 2001, and adopted it as amended (Informal Paper No. 2/Rev.1 of 16 January).

15. At its 21st meeting, held on 16 January, the Chairman informed the Preparatory Committee that the Secretary-General of the United Nations had designated Mr. Joao Honwana, Chief, Conventional Arms Branch, Department for Disarmament Affairs, as Secretary-General of the Conference, and Mr. Mohammed Sattar, Senior Political Affairs Officer, Department of General Assembly Affairs and Conference Services, as Deputy Secretary-General of the Conference.

16. At its 20th meeting, held on 15 January, the Preparatory Committee decided to hold an informal meeting on 18 January to listen to the views of non-governmental organizations. It was agreed that the decision of the Preparatory Committee was taken

without prejudice to its consideration of the draft decision on "modalities of attendance of non-governmental organizations at the sessions of the Preparatory Committee". It was also agreed that this decision would not constitute any precedent for the future.

17. On 18 January, the Committee held an informal meeting during which the representatives of the following non-governmental organizations presented their views: Institute for Securities Studies, British American Security Information Council, Fund for Peace, Viva Rio, Amnesty International, International Physicians for the Prevention of Nuclear War, Physicians for Social Responsibility, Safer-Net, Saferworld, National Rifle Association, Groupe de recherche et d'information sur la paix et la sécurité, International Alert, Centre for Democratic Empowerment, Oxfam, Institute of Education for Sustainable Development, Security Research and Information Centre, Small Arms Survey, Human Rights Watch, National Center for Economic and Security Alternatives, World Council for Religion and Peace, Public Affairs Committee, European Institute for Risk, Security, and Communication Management(EURISC Foundation), Quaker United Nations Office, Pax Christi International, Fellowship for Reconciliation, Maryknoll Office for Global Concerns, International Action Network on Small Arms, Eminent Persons Group.

18. The Preparatory Committee had before it the following reports of the Secretary-General:

(a) Report of the Secretary-General entitled "Small arms" (A/55/189 and Add.1, 28 July 2000);

(b) Report of the Secretary-General entitled "Assistance to States for curbing the illicit traffic in small arms and collecting them" (A/55/216, 2 August 2000);

(c) Report of the Secretary-General entitled "Illicit traffic in small arms" (A/55/323 and Add.1, 25 August 2000).

19. A number of delegations circulated the following documents:

(a) A/CONF.192/PC/19: Letter dated 8 December 2000 from the Chairman of the Latin American and Caribbean Regional Preparatory Meeting addressed to the Chairman of the Preparatory Committee for the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects, transmitting the Brasilia Declaration;

(b) A/CONF.192/PC/20: Letter dated 22 December 2000 from the Permanent Representative of Austria to the United Nations addressed to the Department for Disarmament Affairs of the United Nations Secretariat, transmitting a letter from the Minister for Foreign Affairs of Austria, in her capacity as Chairperson-in-Office of the Organization for Security and Cooperation in Europe, addressed to the Secretary-General of the United Nations;

(c) A/CONF.192/PC/21: Note verbale dated 14 December 2000 from the Permanent Mission of France to the United Nations addressed to the Department for Disarmament Affairs of the United Nations Secretariat, transmitting on behalf of the European Union the text of a plan of action to prevent, combat and eradicate the illicit trade in small arms and light weapons in all its aspects;

(d) A/CONF.192/PC/22, annex: Working paper submitted by Japan outlining its basic position on the action plan for the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects;

(e) A/CONF.192/PC/23: Letter dated 8 January 2001 from the Permanent Representatives of Mali and Togo to the United Nations addressed to the Chairman of the Preparatory Committee for the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects, transmitting the Bamako Declaration on an African Common Position on the Illicit Proliferation, Circulation and Trafficking of Small Arms and Light Weapons;

(f) A/CONF.192/PC/24: Letter dated 9 January 2001 from the Chairman of the Pacific Island Forum group of countries in New York for January 2001 addressed to Jayantha Dhanapala, Under-Secretary-General for Disarmament Affairs, transmitting a paper entitled "Small Arms and Light Weapons: The Interests and Involvement of Pacific Island Forum Countries";

(g) A/CONF.192/PC/25: Working paper by Switzerland and France on establishing a tracing mechanism to prevent and reduce excessive and destabilizing accumulation and transfer of small arms and light weapons;

(h) A/CONF.192/PC/26: Letter dated 10 January 2001 from the Permanent Representative of

South Africa to the United Nations in his capacity as Chairman of the Coordinating Bureau of the Movement of Non-Aligned Countries addressed to the Chairman of the Preparatory Committee for the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects;

(i) A/CONF.192/PC/27: Working paper submitted by Japan on the working paper submitted by the Chairman of the Preparatory Committee;

(j) A/CONF.192/PC/29: Proposal submitted by Japan on the political declaration of the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects.

20. The Preparatory Committee had before it the following documents for its consideration:

(a) A/CONF.192/PC/L.2: Working paper by the Chairman of the Preparatory Committee: Draft provisional agenda;

(b) A/CONF.192/PC/L.2/Rev.1: Working paper by the Chairman of the Preparatory Committee: Draft provisional agenda of the Conference;

(c) A/CONF.192/PC/L.3: Working paper by the Chairman of the Preparatory Committee: Draft Objective of the Conference;

(d) A/CONF.192/PC/L.4: Working paper by the Chairman of the Preparatory Committee: Draft Programme of Action to Prevent, Combat and Eradicate the Illicit Trade in Small Arms and Light Weapons in All Its Aspects;

(e) A/CONF.192/PC/L.5: Working paper by the Chairman of the Preparatory Committee: Draft provisional rules of procedure;

(f) A/CONF.192/PC/L.6: Draft report of the Preparatory Committee;

(g) A/CONF.192/PC/L.7: Draft decision on the modalities of attendance of non-governmental organizations at the sessions of the Preparatory Committee as well as at the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects;

(h) A/CONF.192/PC/L.8: Draft rule 33 of the draft rules of procedure for the Conference.

21. A number of relevant United Nations documents were made available at the second session of the Preparatory Committee. A list of the documents that were before the Preparatory Committee is contained in Information Paper No.1/Rev.1 of 17 January 2001.

22. A list of delegations participating in the second session of the Preparatory Committee for the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects is contained in document A/CONF.192/PC/28.

23. Pursuant to the decision of the General Assembly of 15 December 1999 that summary records be provided for only those meetings at which decisions would be taken, summary records were provided for five meetings, i.e., the 11th, 19th, 20th, 25th and 26th meetings.

III. Decisions of the Preparatory Committee

24. At its 20th meeting, held on 15 January 2001, the Preparatory Committee decided to recommend that draft rule 33 of the draft rules of procedure 33 on "decision making", contained in document A/CONF.192/PC/L.8, be included in the draft rules of procedure for the Conference (A/CONF.192/PC/L.5).

25. At its 26th meeting, the Committee decided to recommend to the Conference the draft provisional agenda for the Conference, as contained in A/CONF.192/PC/L.2/Rev.1.

26. At its 28th meeting, the Committee decided to continue its consideration of the draft rules of procedure for the Conference, as contained in A/CONF.192/PC/L.5, at its third session.

27. At the same meeting, the Committee decided to continue its consideration of the modalities of attendance of non-governmental organizations at the sessions of the Preparatory Committee at its third session.

28. At the same meeting, the Committee also decided to continue its consideration of the draft objective of the Conference at its third session.

29. At the same meeting, the Committee also decided to continue its consideration of the decision on background documents to be made available in advance.

30. At the same meeting, the Committee also decided to continue its consideration of the draft final documents, including a programme of action, at its third session.

31. The Preparatory Committee concluded its second session on 19 January 2001.

United Nations A/CONF.192/PC/31

General Assembly

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Second session
8-19 January 2001

Letter dated 30 January 2001 from the Permanent Representative of South Africa to the United Nations addressed to the Under-Secretary-General for Disarmament Affairs

As you are aware, the South African delegation at the recent meeting of the Preparatory Committee for the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects, to be held in 2001, announced that the South African Police Service (SAPS) destroyed 102 tons of small arms, parts of small arms and spares, worth an estimated US$ 3.5 million on 17 January 2001. This initiative to unilaterally destroy surplus small arms is an example of a practical measure to prevent, combat and eradicate illicit trade and small arms and light weapons in all its aspects.

It would therefore be appreciated if the South African statement (see annex) could be circulated as a document of the Preparatory Committee.

(*Signed*) Dumisani S. **Kumalo**
Ambassador
Permanent Representative

01-23826 (E) 070201

Annex to the letter dated 30 January 2001 from the Permanent Representative of South Africa to the United Nations addressed to the Under-Secretary-General for Disarmament Affairs

United Nations, New York, 19 January 2001: Statement by South Africa at the second session of the Preparatory Committee for the United Nations Conference on the Illicit Trade in Small Arms and Light Weapons in All Its Aspects

In view of the importance of the destruction of surplus and redundant stocks of small arms and light weapons as a key preventative measure to stop the proliferation of small arms, the South African Government took another significant step to combat and eradicate the illicit trade in small arms and light weapons in all its aspects.

The South African Police Service (SAPS) destroyed 102 tons of small arms, parts of small arms and spares, worth an estimated US$ 3.5 million on 17 January 2001. A total of 27,816 small arms, such as pistols, revolvers, rifles, shotguns and home-made arms, were destroyed. The arms destroyed in this batch, included 4,524 confiscated and home-made arms as well as 23,292 redundant police arms. Seven (7) launchers and 20,335 parts of arms and spares were also destroyed.

In terms of South African policy, small arms confiscated by the Police Service are destroyed after the completion of criminal investigation processes, which include forensic testing.

The Government of South Africa is committed to combating the flow of illegal arms across our borders and many successes have been reported. During the past number of years thousands of small arms, light weapons and ammunition have been destroyed in Mozambique in different phases of Operation Rachel. More than 12,100 weapons and nearly 104,000 rounds of ammunition have been confiscated since March 2000 in Operation Crackdown. In most cases, the serial numbers on these weapons were removed, which make it difficult or impossible to trace the original owner or manufacturer.

South Africa trusts that its initiative to unilaterally destroy all surplus small arms will serve as an example of a practical measure to prevent, combat and eradicate illicit trade and small arms and light weapons in all its aspects.